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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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Greystone CDE, LLC,

Docket No. 07 civ. 8377 (RPP)

Plaintiff,

- against -

Santa Fe Pointe, L.P.,  
Santa Fe Pointe Management, LLC,  
Rant LLC, and  
Theotis F. Oliphant,

Defendants.

**SUPPLEMENTAL DECLARATION  
IN SUPPORT OF CROSS-MOTION  
TO DISMISS ETC. AND FOR  
SUMMARY JUDGMENT**

-----X

I, Stephen M. Harnik, under penalty of perjury as prescribed in 28 U.S.C. §  
1746, hereby declare as follows:

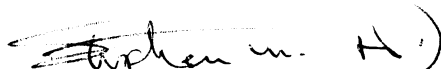
1. I am a member of the bar of the State of New York and of this Court, and  
make this Supplemental Declaration in support of the motion of plaintiff, Greystone  
CDE, LLC AND Greystone Servicing Corporation, Inc.

**EXHIBITS**

Annexed as exhibits hereto are originals or true copies of the following papers  
submitted in the California action:

- Exhibit F: Letter of Eric J. Farber to Judge Spero,  
Dated March 27, 2008.
- Exhibit G: Letter of Mark D. Kemple to Judge Spero,  
Dated March 27, 2008.
- Exhibit H: Plaintiff's Memorandum of Points and Authorities  
In Opposition to Motion to Dismiss, Dated March 28,  
2008; Plaintiff's Request for Judicial Notice in  
Opposition To Motion to Dismiss, Dated March 28, 2008.
- Exhibit I: Judge Spero's Order Granting Defendants' Motion for  
Leave to File a Motion for Reconsideration of February 4,  
2008 Order Denying Defendants' Motion to Transfer  
Venue, Setting Briefing and Hearing Schedule for Motion  
to Reconsider, and Denying Motion to Dismiss Without  
Prejudice, Dated April 3, 2008.
- Exhibit J: Plaintiff's Memorandum of Points and Authorities  
In Opposition to Motion to Reconsider, Dated April 18,  
2008; Declaration of William W. Schofield in Opposition  
to Motion to Reconsider, Dated April 16, 2008
- Exhibit K: Defendants' Reply in Support of Motion for  
Reconsideration of February 4, 2008 Order Denying  
Defendants' Motion to Transfer Venue, Dated April 25,  
2008.
- Exhibit L: Letter of Mark D. Kemple to Judge Spero,  
Dated April 25, 2008.
- Exhibit M: Letter of William W. Schofield to Judge Spero,  
Dated April 28, 2008.

Dated: New York, New York  
April 29, 2008

  
STEPHEN M. HARNIK (SH 9889)